

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

IN RE YASMIN AND YAZ

(DROSPIRENONE) MARKETING, SALES

PRACTICES AND PRODUCTS LIABILITY

LITIGATION

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3:09-md-02100-DRH-CJP

MDL No. 2100

This Document Relates to:

ALL CASES

MINUTES OF TELEPHONE STATUS CONFERENCE

PRESIDING: Chief Judge David R. Herndon

DATE: February 2, 2010

PLACE: East St. Louis, Illinois

COURT REPORTER: None Appearing **COURTROOM DEPUTY:** Sandy Pannier

PRESENT IN COURT: Mark Niemeyer

PRESENT VIA TELEPHONE: Michael Burg, John Galvin, Michael London,
Seth Katz, Adam Hoefflich

TIME: 1:00 P.M. - 1:45 P.M.

Mark Neimeyer present in Court today on behalf of Plaintiff Steering Committee. Other counsel present by telephone listed above. The Court has been provided with an e-mail regarding a proposed Case Management Order.

The parties have come to an agreement with regard to direct filing and that should be entered today or in the near future. However, even though the parties are very close on a complete case management agreement incorporating that concept, there are issues of concern to both sides for which they seek input from the court. Each side was given an opportunity to explain their position, in detail, outlining their concerns and their concessions, along with the protections counsel felt they had to assert on behalf of their respective clients. Consequently, issues such as tolling the SOL, narrowing defendants, the Hague convention, acceptance of service and discovery were discussed among others.

At the same time, the court's interest in a case management order that resulted in uniformity within the litigation as a whole was asserted by the bench. The court encouraged both sides to continue to work, as they are clearly close to an agreement in this very important early management tool. The parties are to report back to the court within a few days time.